

Senate Substitute for HOUSE BILL No. 2090

By Committee on Transportation

3-12

1 AN ACT concerning motor vehicles; relating to registration; decals for
2 license plates, serial numbers; apportioned fleet registration, mileage
3 applications, fees and calculations; permanent registration of certain
4 vehicles, annual report; amending K.S.A. 8-1,107 and K.S.A. 2014
5 Supp. 8-134 and 8-1,134 and repealing the existing sections.
6

7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. K.S.A. 2014 Supp. 8-134 is hereby amended to read as
9 follows: 8-134. (a) Every vehicle registration under this act shall expire
10 December 31 of each year, except passenger vehicles and vehicles
11 provided for in K.S.A. 8-134a, and amendments thereto. The registration
12 of vehicles to which K.S.A. 8-134a, and amendments thereto, applies shall
13 expire in 1982 and thereafter in accordance with the provisions of
14 subsections (b) and (c). Registration of vehicles shall be renewed annually
15 upon application by the owner and by payment of the fees required by law.
16 Except vehicles subject to K.S.A. 8-134a, and amendments thereto, and
17 passenger vehicles, the renewal shall take effect on January 1 of each year
18 but the owner of the vehicle shall have until and including the last day of
19 February of each year within which to make application for such renewal.
20 The division shall issue for such vehicles a February month decal to
21 correspond with the statutory grace period. Criminal sanctions provided in
22 K.S.A. 8-142, and amendments thereto, for failure to display any license
23 plate or plates or any registration decal required to be affixed to any such
24 license plate for the current registration year shall not be enforced until
25 March 1 of each year. An owner who has made proper application for
26 renewal of registration of a vehicle prior to January 1, but who has not
27 received the license plate or registration card for the ensuing year, shall be
28 entitled to operate or permit the operation of such vehicle upon the
29 highways upon displaying thereon the license plate issued for the
30 preceding year for such time as the director of vehicles finds necessary for
31 issuance of such new license plate.

32 (b) Every passenger vehicle required by this act to be registered,
33 except as otherwise provided, shall be registered for a period of 12
34 consecutive months. The division of vehicles, in order to initiate a system
35 of registering or reregistering passenger vehicles during any month of a
36 calendar year, may register or reregister a passenger vehicle for less than a

1 twelve-month period, prorating the annual registration fee, when in the
2 director's opinion such proration tends to fulfill the purpose of the monthly
3 registration system.

4 (c) Passenger vehicle registration, and the authority to legally operate,
5 use, or tow such vehicle on the highway shall expire at 12 midnight on the
6 last day of the last month of the twelve-month period for which such
7 vehicle was registered, and the owner shall see that such vehicle is
8 reregistered as required by this act. The director of vehicles shall designate
9 the registration period for each passenger vehicle in order to as nearly as
10 feasible equalize registration or reregistration within the 12 months of the
11 year. Any vehicle after having once been registered shall upon
12 reregistration, be registered for the same twelve-month period except when
13 the certificate of title has been transferred as provided by law. In this case,
14 the vehicle shall be registered by the division of vehicles in accordance
15 with the system adopted.

16 (d) For the purpose of this act, hearses and electrically propelled
17 vehicles shall be classified as passenger vehicles.

18 (e) Every owner who registers or reregisters a vehicle in a calendar
19 year, and in any calendar year in which a license plate is not issued for the
20 renewal of registration of such vehicle, shall be furnished by the division
21 one decal for the license plate issued for such vehicle and required by
22 K.S.A. 8-133, and amendments thereto, to be affixed to the rear of such
23 vehicle. Such decal shall be affixed to the number plate affixed to the rear
24 of such vehicle and shall contain the letters designating the county in
25 which such vehicle is registered, as provided in K.S.A. 8-147, and
26 amendments thereto, shall ~~be numbered serially in each county~~ *indicate*
27 *the license plate number for which the decal is to be affixed* and shall
28 indicate the year in which such registration expires. The color of a decal
29 shall be such that it contrasts with the color of the license plate to which it
30 is to be affixed, and the director of vehicles shall change the color of such
31 decals each year, without duplicating the same color in any five-year
32 period or such extended period as the director designates under ~~subsection~~
33 ~~(b) of~~ K.S.A. 8-132(b), and amendments thereto. Such decals shall be so
34 constructed that once a decal has been affixed to a license plate it cannot
35 be removed without destroying the decal, and the surface of such decals
36 shall be capable of reflecting light. Consistent with the foregoing, the
37 director of vehicles shall prescribe the size of and material to be used in
38 the production of such decals, and the director of vehicles shall designate
39 the location on a number plate where such decal shall be affixed.

40 (f) (1) The owner of a vehicle may, at the time of such registration or
41 reregistration, purchase a park and recreation motor vehicle permit. Such
42 permit shall cost \$15 until such time as the amount for such permit is
43 changed by rules and regulations of the secretary of wildlife, parks and

1 tourism.

2 (2) Such permit shall be nontransferable and shall expire on the date
3 of expiration of the vehicle registration.

4 (3) Except as provided in subsection (f)(4), the county treasurer shall
5 remit all such moneys paid to the county treasurer to the state treasurer in
6 accordance with the provisions of K.S.A. 75-4215, and amendments
7 thereto. Upon receipt of each such remittance, the state treasurer shall
8 deposit the entire amount in the state treasury and shall be credited as
9 provided in K.S.A. 32-991, and amendments thereto.

10 (4) The county treasurer may collect and retain a service charge fee of
11 up to \$.50 for each park and recreation motor vehicle permit issued or sold
12 by the county treasurer.

13 (5) As a condition of receiving the park and recreation motor vehicle
14 permit, the applicant shall consent to the sharing of information, including,
15 but not limited to, the applicant's name, address, email address and phone
16 number, with the secretary of wildlife, parks and tourism by the division of
17 motor vehicles.

18 (g) The secretary of revenue shall adopt rules and regulations
19 necessary to accomplish the purpose of this act.

20 Sec. 2. K.S.A. 8-1,107 is hereby amended to read as follows: 8-1,107.

21 ~~(a) The initial application for apportioned registration of a fleet shall state~~
22 ~~the in-state miles and total fleet miles with respect to such fleet for the~~
23 ~~preceding year in this and other jurisdictions. If no operations were~~
24 ~~conducted with such fleet during the preceding year, the application shall~~
25 ~~contain a full statement of the proposed method of operation and estimates~~
26 ~~of annual in-state and total fleet mileage. The director may evaluate and~~
27 ~~adjust the estimate in the application if the director is not satisfied as to the~~
28 ~~correctness thereof. The director shall not accept estimated mileage~~
29 ~~beyond the initial application and registration year for which apportioned~~
30 ~~fleet registration is sought.~~

31 ~~(b) If an owner desires to apportion the registration of a fleet with a~~
32 ~~jurisdiction after an initial application has been filed or for a subsequent~~
33 ~~registration year after the initial registration year, and such owner did not~~
34 ~~conduct operations in such jurisdiction during the preceding year, such~~
35 ~~owner may apportion the registration of a fleet in such jurisdiction by~~
36 ~~filing an affidavit with the division of vehicles upon a form provided by~~
37 ~~the division, which form shall provide a full statement of the proposed~~
38 ~~method of operation and an estimate of mileage in such jurisdiction. The~~
39 ~~division of vehicles shall compute the apportioned registration fee for such~~
40 ~~estimated mileage jurisdiction as follows: (1) Add the estimated mileage to~~
41 ~~the total fleet mileage reported or adjusted by audit for a registration year;~~
42 ~~(2) divide the estimated in-state miles for the jurisdiction by the adjusted~~
43 ~~total fleet mileage as determined under paragraph (1); (3) determine the~~

1 ~~total amount of fees necessary under the provisions of K.S.A. 8-143, and~~
2 ~~amendments thereto, to register each and every vehicle of a fleet for which~~
3 ~~apportioned registration is sought, based on the regular annual fees for the~~
4 ~~unexpired portion of a registration year; (4) multiply the sum obtained~~
5 ~~under paragraph (3) by the percentage factor obtained under paragraph (2).~~
6 *Mileage applications and fees shall be charged according to the*
7 *international registration plan. All mileage calculations shall comply with*
8 *the rules of the international registration plan.*

9 Sec. 3. K.S.A. 2014 Supp. 8-1,134 is hereby amended to read as
10 follows: 8-1,134. (a) Except as provided in subsection (d): (1) Each motor
11 vehicle, trailer or semitrailer owned or leased by any city, county, township
12 or school district of this state or by any agency or instrumentality of any
13 city, county or township and used exclusively for governmental or school
14 district purposes and not for any private purposes, which is not otherwise
15 exempt from registration; or (2) each truck tractor, trailer or semitrailer
16 leased by a community college or technical college and used exclusively
17 for a truck driver training program, which is not otherwise exempt from
18 registration, shall be registered for a fee established by rules and
19 regulations adopted by the secretary of revenue, except that such fee shall
20 not exceed the actual cost of such registration. Such registration shall be
21 permanent in nature and designed in such a manner as to remain with a
22 vehicle for the duration of the life span of the vehicle, the duration of the
23 lease or until the title is transferred to an owner who is not a city, county,
24 township, school district, community college or technical college.

25 (b) License plates issued for city, county, township, school district,
26 community college or technical college vehicles shall be distinctive and
27 shall contain the words city, county, township, school district, community
28 college or technical college, as applicable and there shall be no year date
29 thereon.

30 (c) ~~Each city, county, township, school district, community college or~~
31 ~~technical college shall file an annual report with the division of vehicles~~
32 ~~identifying such vehicle registered under this section.~~

33 (d) ~~Vehicles registered under this section which are used for utility~~
34 ~~purposes shall be issued license plates as prescribed by subsection (b),~~
35 ~~except that such license plates shall be issued for periods of five years, but~~
36 ~~shall be required to pay all license fees imposed pursuant to K.S.A. 8-143,~~
37 ~~and amendments thereto, as though such vehicles were registered annually.~~
38 ~~The secretary of revenue shall design decals to be affixed to such license~~
39 ~~plates containing the word utility and the date the registration is to expire.~~

40 (e)(d) The secretary of revenue shall adopt rules and regulations
41 necessary to carry out the provisions of this act.

42 Sec. 4. K.S.A. 8-1,107 and K.S.A. 2014 Supp. 8-134 and 8-1,134 are
43 hereby repealed.

1 Sec. 5. This act shall take effect and be in force from and after its
2 publication in the statute book.